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Re: Petition for Reconsideration - Report and Order for Docket 01-338, FCC 03-36

To: FCC Chairman Michael Powell

I hereby request the FCC Commission reconsider portions of their Report and Order for the Triennial Review process Docket 01-338. Specifically I request the Commission to review their removal of Line Sharing as an Unbundled Network Element (UNE) and phase it out within 3 years.

I also request that the Commission reconsider its adoption for UNE relief of Hybrid Loops for Broadband Applications.

Both FCC rules violate the faithful execution of the Telecom Act of 1996. Both rules ignore all previous Commissions orders that have stated both are Unbundled Network Elements. Both rules ignore the basic principal that impairment cannot be overlooked even when the Commission believes it's for a better good. Both rules directly contradict the Wirelines Bureau's core principal that the "The Wireline Competition Bureau's overall objectives include: ensuring *choice*, *opportunity*, and *fairness* in the development of wireline telecommunications services and markets"

Respectfully submitted,

Jeffrey Bower